

THIRTEENTH DAY

(Saturday, October, 5, 1935)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker	Jones of Shelby
Adamson	Jones of Wise
Aikin	Keefe
Alexander	Knetsch
Alsup	Latham
Ash	Leath
Atchison	Lemens
Beck	Leonard
Bourne	Lindsey
Bradbury	Lotief
Bradford	Mauritz
Broyles	McConnell
Burton	McFarland
Butler of Brazos	McKinney
Butler of Karnes	Moffett
Calvert	Morris
Canon	Morrison
Colquitt	Morse
Cooper	Nicholson
Craddock	Palmer
Crossley	Patterson
Davis	Payne
Davison of Fisher	Petsch
Davisson	Quinn
of Eastland	Reed of Bowie
Dunlap of Hays	Roach of Angelina
Dunlap of Kleberg	Roach of Hunt
England	Roark
Fain	Roberts
Farmer	Rogers
Fisher	Russell
Fox	Sessions
Frazer	Settle
Gibson	Shofner
Glass	Steward
Good	Stinson
Graves	Stovall
Gray	Tarwater
Greathouse	Tennyson
Harris of Archer	Tillery
Harris of Dallas	Venable
Hartzog	Waggoner
Head	Walker
Herzik	Wells
Holland	Westfall
Howard	Wood of Harrison
Huddleston	Wood of Montague
Hunt	Worley
Jones of Atascosa	Young
Jones of Falls	Youngblood

Absent

Adkins	Caldwell
Bergman	Celaya
Cagle	Clayton

Collins	King
Colson	Lange
Cowley	Lanning
Daniel	Lucas
Dickison	Luker
Dunagan	McCalla
Duvall	McKee
Dwyer	Moore
Ford	Newton
Fuchs	Olsen
Hankamer	Padgett
Hanna	Pope
Hardin	Reader
Hill	Reed of Dallas
Hodges	Riddle
Hofheinz	Roane
Hoskins	Rutta
Hunter	Scarborough
Hyder	Smith
Jackson	Spears
James	Stanfield
Jefferson	Thornton

Absent—Excused

Fitzwater

The roll call developed the fact that there was not a quorum present.

Mr. England moved a call of the House for the purpose of securing and maintaining a quorum until 10:30 o'clock a. m., today, and the call was duly ordered.

The roll of those present was again checked and developed the fact that there was not a quorum present.

ADJOURNMENT

Mr. Russell moved that the House adjourn until 9:30 o'clock a. m., next Monday.

Mr. Quinn moved that the House adjourn until 9:00 o'clock a. m., next Monday.

Question recurring on the motion by Mr. Quinn it prevailed, and the House accordingly, at 10:40 o'clock a. m., adjourned until 9:00 o'clock a. m., next Monday.

FOURTEENTH DAY

(Monday, October 7, 1935)

The House met at 9.00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker	Aikin
Adamson	Alexander

Alsup	Hunt
Ash	Hunter
Atchison	Hyder
Beck	Jackson
Bergman	James
Bourne	Jefferson
Bradbury	Jones of Atascosa
Bradford	Jones of Falls
Broyles	Jones of Shelby
Burton	Jones of Wise
Butler of Brazos	Keefe
Butler of Karnes	Knetsch
Cagle	Lange
Caldwell	Lanning
Calvert	Latham
Canon	Leath
Celaya	Lemens
Clayton	Leonard
Collins	Lindsey
Colquitt	Lucas
Colson	Luker
Cowley	Mauritz
Craddock	McCalla
Crossley	McFarland
Daniel	McKee
Davis	McKinney
Davison of Fisher	Moffett
Davisson	Moore
of Eastland	Morris
Dickison	Morrison
Dunagan	Morse
Dunlap of Hays	Newton
Dunlap of Kleberg	Nicholson
Duvall	Olsen
Dwyer	Palmer
England	Patterson
Fain	Payne
Farmer	Petsch
Fisher	Pope
Ford	Quinn
Fox	Reader
Frazer	Reed of Bowie
Fuchs	Reed of Dallas
Gibson	Riddle
Glass	Roach of Angelina
Good	Roach of Hunt
Gray	Roane
Greathouse	Roark
Hankamer	Roberts
Hanna	Rogers
Hardin	Russell
Harris of Archer	Rutta
Harris of Dallas	Sessions
Hartzog	Shofner
Head	Smith
Herzik	Spears
Hill	Stanfield
Hodges	Steward
Hofheinz	Stinson
Holland	Stovall
Hoskins	Tarwater
Howard	Tennyson
Huddleston	Thornton

Tillery	Wood of Harrison
Venable	Wood of Montague
Waggoner	Worley
Walker	Young
Wells	Youngblood

Absent

Graves	Settle
Scarborough	

Absent—Excused

Adkins	Lotief
Cooper	McConnell
Fitzwater	Padgett
King	Westfall

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered the following invocation:

"Our Heavenly Father, as we enter upon the varied program of the day wilt Thou so govern our acts that nothing untoward or unwise shall mar our proceedings. May we be aligned with the Divine will in all things. For Christ's sake. Amen."

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Adkins for last Friday afternoon, last Saturday and today, on motion of Mr. Jones of Falls.

Mr. King for today, on motion of Mr. McKinney.

Mr. McCalla for last Friday afternoon, and last Saturday, on motion of Mr. Howard.

Mr. Padgett for today, on motion of Mr. Fain.

Mr. Westfall for today, on motion of Mr. Bradbury.

Mr. Collins for last Saturday, on motion of Mr. Colquitt.

Mr. Fuchs for last Saturday, on motion of Mr. McFarland.

Mr. Roane for last Saturday, on motion of Mr. Hankamer.

Mr. Smith for last Saturday, on motion of Mr. Youngblood.

Mr. McConnell for today, on motion of Mr. Stovall.

Mr. Hofheinz for last Saturday, on motion of Mr. Howard.

Mr. Hodges for last Saturday, on motion of Mr. Canon.

On motion of Mr. Keefe, Messrs. Colson, Hoskins, Lanning, Thornton,

Daniels and Lucas were excused for last Saturday on account of important committee work, in regard to investigation of the arrest of commercial motor vehicle operators.

The chairman of the committee, Mr. Hoskins, having announced that public hearings would be held on that date.

The following members were granted leaves of absence on account of illness:

Mr. Cooper for today, on motion of Mr. Harris of Dallas.

Mr. Fitzwater for today and the balance of the week, on motion of Mr. Stovall.

Mr. Lotief for today, on account of illness in his family, on motion of Mr. Davis.

Mr. McKee for last Saturday on account of illness in his family, on motion of Mr. Knetsch.

Mr. Rutta for last Saturday, on motion of Mr. Wood of Montague.

Mr. Hill for last Saturday, on motion of Mr. Reed of Bowie.

Mr. Olsen for last Saturday, on motion of Mr. Petsch.

Mr. Hardin for last Saturday, on motion of Mr. Palmer.

Mr. Harris of Dallas for last Saturday, on motion of Mr. Morse.

Mr. Spears for last Saturday, on motion of Mr. Calvert.

Mr. Hunter for last Saturday on account of a death in his family, on motion of Mr. Newton.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Knetsch:

H. B. No. 116, A bill to be entitled "An Act to amend Article 6672, Chapter 1, Title 116, of the Revised Statutes of Texas, 1925, so as to permit the State Highway Department to expend upon roads not a part of the System of State Highways, funds specifically appropriated for expenditure upon such roads under the National Recovery Act., and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Knetsch:

H. B. No. 117, A bill to be entitled "An Act to authorize the State Highway Department, in conjunction with the Bureau of Public Roads, to expend, for a period of two years from and after the effective date of this Act, upon roads not a part of the system of State Highways, funds specifically appropriated for expenditure on such roads under the National Industrial Recovery Act, passed by 73rd Congress June 16, 1933, etc., and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Tarwater:

H. B. No. 118, A bill to be entitled "An Act creating a special road law for Lamb County, Texas, providing that said county may fund or refund indebtedness outstanding against its road and bridge fund as of April 13, 1935, setting forth the method of operation, etc., and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Tarwater:

H. B. No. 119, A bill to be entitled "An Act creating a special road law for Bailey County, Texas, providing that said County may fund or refund the indebtedness outstanding against its road and bridge fund as of April 10, 1935, setting forth the method of operation; etc., and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Dwyer:

H. B. No. 120, A bill to be entitled "An Act defining certain words, terms and phrases used herein; levying a luxury tax of two per cent of the gross receipts of the sale of all tangible personal property sold in this State; providing that such tax shall not apply to sales of foodstuffs, compounds of drugs filled by a prescription of a duly licensed physician and clothing where the retail sale price of each item of clothing does not exceed the sum of \$10.00; etc., and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Celaya:

H. B. No. 121, A bill to be entitled "An Act authorizing navigation districts organized under Chapter 5, Act of the Regular Session, 1925, to issue refunding bonds; providing for the payment thereof; authorizing the pledge of sinking funds and delinquent taxes to the payment thereof; enacting other provisions pertinent thereof; enacting other provisions pertinent thereto; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

MESSAGE FROM THE SENATE

Austin, Texas, October 7, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 24, A bill to be entitled "An Act making appropriations to certain State eleemosynary institutions for the fiscal years ending August 31, 1936, and August 31, 1937, for the purpose of supplementing salaries of certain officers and employees; and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

RELATIVE TO SENATE BILL NO. 16

Mr. Tennyson moved that Senate Bill No. 16 reported adversely with a minority favorable report be printed.

A point of order on further consideration of the motion at this time, was made on the ground that there has been no report filed by the committee.

The Speaker sustained the point of order.

Mr. Tennyson moved that the committee on Liquor Traffic be instructed to report Senate Bill No. 16 to the House within thirty minutes.

The motion prevailed by the following vote:

Yeas—77

Adamson	Bergman
Aikin	Bourne
Alexander	Bradbury
Alsup	Broyles
Ash	Burton
Atchison	Cagle

Calvert	Mauritz
Canon	McFarland
Cowley	Moffett
Craddock	Morris
Dickison	Morrison
Dunlap of Hays	Newton
England	Palmer
Fain	Patterson
Farmer	Petsch
Fisher	Quinn
Fox	Reed of Bowie
Gibson	Roach of Angelina
Glass	Roark
Gray	Rogers
Hardin	Rutta
Harris of Archer	Sessions
Head	Shofner
Herzik	Smith
Hodges	Steward
Holland	Stinson
Hunter	Stovall
Hyder	Tarwater
Jones of Falls	Tennyson
Jones of Shelby	Tillery
Jones of Wise	Venable
Keefe	Waggoner
Lanning	Walker
Latham	Wells
Leath	Wood of Harrison
Lemens	Wood of Montague
Lindsey	Worley
Lucas	Youngblood
Luker	

Nays—28

Celaya	McCalla
Clayton	McKee
Collins	McKinney
Colquitt	Moore
Crossley	Morse
Duvall	Olsen
Dwyer	Fope
Fuchs	Reader
Hankamer	Reed of Dallas
Harris of Dallas	Roane
Hofheinz	Roberts
Hoskins	Russell
Jackson	Spears
Knetsch	Thornton

Absent

Beck	Dunlap of Kleberg
Bradford	Ford
Butler of Brazos	Frazer
Butler of Karnes	Good
Caldwell	Graves
Colson	Greathouse
Daniel	Hanna
Davis	Hartzog
Davison of Fisher	Hill
Davison	Howard
of Eastland	Huddleston
Dunagan	Hunt

James	Riddle
Jefferson	Roach of Hunt
Jones of Atascosa	Scarborough
Lange	Settle
Leonard	Stanfield
Nicholson	Young
Payne	

Absent—Excused

Adkins	Lotief
Cooper	McConnell
Fitzwater	Padgett
King	Westfall

RELATIVE TO THE RESOLUTION PERIOD

On motion of Mr. Aikin, the House dispensed with the consideration of resolutions at this time.

HOUSE BILL NO. 83 ON SECOND READING

On motion of Mr. McKinney (by unanimous consent), the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 83, A bill to be entitled "An Act fixing the compensation of District Attorneys in Judicial Districts composed of two or more counties; providing that this Act shall not deprive such District Attorneys of their expense allowance; providing for the disposition of fees; commissions and perquisites earned and collected by such District Attorneys; etc., and declaring an emergency."

The Speaker then laid House Bill No. 83 before the House, and it was read second time.

Mr. Hankamer offered the following committee amendment to the bill:

Amend House Bill No. 83, Sec. 1, page 1, line 5 of the body of original bill by striking out the period after the word "year" in said line and inserting a semi-colon in lieu thereof and by inserting the following language after said semi-colon and before the word "Such" in said line: "provided that in all Judicial Districts in the State composed of two or more counties where there is a city containing a population not less than 90,000 inhabitants, according to the last preceding Federal census, the district Attorney of each such District shall receive from the State as pay for his services the sum of Five Thousand Five Hundred (\$5,500.00) Dollars per year."

The amendment was adopted.

Mr. Calvert offered the following amendment to the bill:

Amend House Bill No. 83 by adding after the word "year" in line 21, Section 1, page 1, the following:

"which shall include the sum of \$500 fixed by the Constitution as salary for such District Attorneys."

CALVERT,
McKINNEY.

The amendment was adopted.

Mr. Lemens offered the following amendment to the bill:

Amend House Bill No. 83, page 1, lines 20 and 21, to strike out \$4,000 and substitute in lieu thereof \$3600.

LEMENS,
GRAY.

Mr. McKinney moved to table the amendment by Mr. Lemens.

The motion to table was lost.

Question recurring on the amendment by Mr. Lemens, it was adopted.

House Bill No. 83 was then passed to engrossment.

HOUSE BILL NO. 83 ON THIRD READING

Mr. McKinney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 83 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—113

Adamson	Davisson
Aikin	of Eastland
Alexander	Dunlap of Hays
Alsup	Dunlap of Kleberg
Ash	Dwyer
Atchison	England
Beck	Fain
Bourne	Farmer
Bradbury	Fisher
Broyles	Ford
Burton	Fox
Butler of Brazos	Frazer
Canon	Fuchs
Celaya	Gibson
Clayton	Good
Collins	Gray
Colquitt	Greathouse
Cowley	Hankamer
Craddock	Hanna
Crossley	Hardin
Daniel	Harris of Archer
Davis	Harris of Dallas

Hartzog	Olsen
Head	Palmer
Herzik	Patterson
Hodges	Petsch
Hofheinz	Pope
Holland	Quinn
Hoskins	Reader
Huddleston	Reed of Bowie
Hunt	Reed of Dallas
Hunter	Riddle
Hyder	Roach of Angelina
Jackson	Roach of Hunt
James	Roane
Jones of Atascosa	Roark
Jones of Falls	Roberts
Jones of Shelby	Rogers
Jones of Wise	Rutta
Keefe	Sessions
Knetsch	Shofner
Latham	Smith
Leath	Steward
Lemens	Stinson
Lindsey	Stovall
Lucas	Tarwater
Mauritz	Tennyson
McCalla	Thornton
McFarland	Tillery
McKee	Venable
McKinney	Waggoner
Moffett	Walker
Moore	Wells
Morrison	Wood of Harrison
Morse	Wood of Montague
Newton	Young
Nicholson	Youngblood

Nays—7

Bradford	Payne
Davison of Fisher	Russell
Glass	Worley
Lanning	

Present—Not Voting

Cagle	Luker
-------	-------

Absent

Bergman	Howard
Butler of Karnes	Jefferson
Caldwell	Lange
Calvert	Leonard
Colson	Morris
Dickison	Scarborough
Dunagan	Settle
Duvall	Spears
Graves	Stanfield
Hill	

Absent—Excused

Adkins	Lotief
Cooper	McConnell
Fitzwater	Padgett
King	Westfall

The Speaker then laid House Bill No. 83 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—103

Adamson	James
Alexander	Jones of Atascosa
Alsup	Jones of Falls
Ash	Jones of Shelby
Beck	Jones of Wise
Bourne	Keefe
Bradbury	Leath
Burton	Lemens
Butler of Brazos	Lindsey
Canon	Lucas
Celaya	Mauritz
Clayton	McCalla
Collins	McKee
Colquitt	McKinney
Cowley	Moffett
Craddock	Moore
Crossley	Morse
Daniel	Newton
Davis	Nicholson
Davisson	Olsen
of Eastland	Palmer
Dunagan	Patterson
Dunlap of Hays	Petsch
Dunlap of Kleberg	Pope
Dwyer	Quinn
Fain	Reader
Farmer	Reed of Bowie
Fisher	Reed of Dallas
Ford	Riddle
Fox	Roach of Angelina
Frazer	Roach of Hunt
Fuchs	Roane
Gibson	Roark
Good	Roberts
Gray	Rogers
Greathouse	Sessions
Hankamer	Shofner
Hanna	Smith
Harris of Archer	Steward
Harris of Dallas	Stinson
Hartzog	Stovall
Head	Tarwater
Herzik	Tennyson
Hodges	Thornton
Hofheinz	Venable
Holland	Waggoner
Hoskins	Walker
Huddleston	Wells
Hunt	Wood of Harrison
Hunter	Wood of Montague
Hyder	Young
Jackson	Youngblood

Nays—16

Aikin	Broyles
Bradford	Cagle

Davison of Fisher	Morrison
Glass	Payne
Hardin	Russell
Knetsch	Rutta
Lanning	Tillery
Luker	Worley

Absent

Atchison	Howard
Bergman	Jefferson
Butler of Karnes	Lange
Caldwell	Latham
Calvert	Leonard
Colson	McFarland
Dickison	Morris
Duvall	Scarborough
England	Settle
Graves	Spears
Hill	Stanfield

Absent—Excused

Adkins	Lotief
Cooper	McConnell
Fitzwater	Padgett
King	Westfall

HOUSE BILL NO. 1 ON PASSAGE
TO ENGROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 1, A bill to be entitled "An Act regulating the manufacture, sale, importation, transportation and possession of alcoholic liquors; levying taxes; prescribing penalties for violations; repealing conflicting laws and parts of laws and amending the same; and declaring an emergency."

The bill having heretofore been read second time, with committee amendment by Mr. Morse as substituted by amendment by Mr. Bradbury, pending.

On motion of Mr. Aikin the time limit for debate on House Bill No. 1, was limited to 5 minutes, for each speaker.

Mr. Hardin moved a call of the House for the purpose of maintaining a quorum until 12:00 o'clock m., today and the call was duly ordered.

Mr. Jones of Atascosa asked unanimous consent of the House that the House now proceed to the offering of corrective amendments to the substitute amendment by Mr. Bradbury for the purpose of perfecting same at this time.

There was no objection offered.

Mr. Bradbury offered the following amendments to the amendment offered by himself:

Amend pending amendment page 3, line 25, by inserting after the word "commissioner" the words "and/or administrator."

Amend pending amendment page 3, line 31, by inserting after the word "kind" the words "in violation of law."

Amend pending amendment page 4, line 10, by striking out the word "commissioner" and inserting in lieu thereof the words "Attorney General."

Amend pending amendment page 4, line 11, by inserting after the words "ten thousand" the following words "payable to the State of Texas and insuring the performance of all duties herein prescribed" and inserting on the same line after the word "commissioner" the words "and/or administrator."

Amend pending amendment page 4, line 18, by striking out the words "forty-fifth" and inserting in lieu thereof "forty-fourth."

Amend pending amendment page 13, line 31, by inserting after the words "grapes" the following words "or other fruits other than dried grapes and dried fruits."

Amend pending amendment page 13, line 33, by striking out after the word "volume" all the remainder of said line and all of line 34, 35, and 36 down to the word "the."

Amend pending amendment page 13, line 37, by striking out the figures "250" and inserting in lieu thereof the figures "50."

Amend pending amendment page 14, line 15, by striking out the figures "5,000" and inserting in lieu thereof the figures "2500."

Amend pending amendment page 15, line 8, by striking out the figures "5,000" and inserting in lieu thereof the figures "2500."

Amend pending amendment page 16, line 15, by striking out after the word "wholesalers" the remainder of the line and striking out the word "wholesalers" on line 16.

Amend pending amendment page 16, line 18, by striking out the words "of beer and wine wholesalers and."

Amend pending amendment page 16, line 31, by striking out beginning with the word "provide" all the remainder of that line and all of lines 32, 33, 34, 35, 36, on page 16 and lines 1, 2, 3, 4, 5, 6, and 7 down through the word "area."

Amend pending amendment page 17, line 9, by striking out beginning with the word "the" the remainder of the line and all of line 10 and line 11 down through the figures "50."

Amend pending amendment page 17, line 12, by inserting between the word "a" and the word "permit," the words "package store" and striking out the words "authorizing the sale of all liquors."

Amend pending amendment page 39, line 20, by inserting after the word "act," "for which no specific punishment is prescribed" and striking out after the word "act" the remainder of said line and striking out the first two words on line 21.

Amend pending amendment page 28, line 12, by inserting after the word "wholesaler," the words "and winery."

Amend amendment by Bradbury as follows:

Add new section to be numbered as "Section 18-N" to read as follows:

"No person shall be entitled to hold a package store permit when he has been issued a permit authorizing sale in broken packages and no person holding a broken package sale permit shall be issued a permit authorizing sale by unbroken packages only."

Amend amendment to House Bill No. 1, by adding after the last word in line 31, Section 45, the following:

"The possession of a license to sell spiritous, vinous and malt liquors issued by the Government of the United States shall be prima facie evidence that such person, when found in the possession of such license, is engaged in the business of selling such liquors."

The amendments were severally adopted.

Mr. Duvall offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury amendment to House Bill No. 1, Sec. 24, Sub-section (b) by striking out "twenty-five cents" and inserting in lieu thereof "(60c) sixty cents."

The amendment was adopted.

Mr. Duvall offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury amendments to House Bill No. 1, Section 24, Sub-section "C" by striking out "5 cents (5c)" and inserting in lieu thereof "(25c) twenty-five cents."

Mr. Bradbury moved to table the amendment by Mr. Duvall.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—73

Aikin	Hyder
Atchison	Jackson
Beck	Jones of Falls
Bourne	Jones of Shelby
Bradbury	Jones of Wise
Bradford	Keefe
Broyles	Knetsch
Burton	Lanning
Butler of Brazos	Latham
Butler of Karnes	Lindsey
Cagle	Luker
Canon	Mauritz
Clayton	McCalla
Cowley	McKee
Crossley	McKinney
Daniel	Moffett
Davis	Morris
Davison of Fisher	Palmer
Dunlap of Hays	Petsch
Dwyer	Reader
Fisher	Reed of Bowie
Fox	Roach of Angelina
Frazer	Roane
Fuchs	Roberts
Good	Rogers
Hankamer	Sessions
Hanna	Shofner
Hardin	Steward
Harris of Archer	Tarwater
Hartzog	Tennyson
Herzik	Thornton
Hodges	Tillery
Hofheinz	Venable
Howard	Waggoner
Huddleston	Wells
Hunt	Worley
Hunter	

Nays—43

Adamson	Greathouse
Alsup	Harris of Dallas
Ash	Head
Bergman	Hill
Collins	Holland
Colquitt	James
Craddock	Lange
Davisson	Leath
of Eastland	Lucas
Dunagan	McFarland
Duvall	Moore
Fain	Morrison
Farmer	Nicholson
Ford	Olsen
Glass	Patterson
Gray	Quinn

Reed of Dallas	Smith
Riddle	Stovall
Roach of Hunt	Walker
Roark	Wood of Harrison
Russell	Young
Rutta	Youngblood

Present—Not Voting

England

Absent

Alexander	Lemens
Caldwell	Leonard
Calvert	Morse
Celaya	Newton
Colson	Payne
Dickison	Pope
Dunlap of Kleberg	Scarborough
Gibson	Settle
Graves	Spears
Hoskins	Stanfield
Jefferson	Stinson
Jones of Atascosa	Wood of Montague

Absent—Excused

Adkins	Lotief
Cooper	McConnell
Fitzwater	Padgett
King	Westfall

Mr. Duvall offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury amendment to House Bill No. 1, Sec. 24 subsection (d) by striking out "ten cents" and inserting in lieu thereof "sixty cents."

The amendment was adopted.

Mr. Duvall offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury amendment to House Bill No. 1, subsection (c) by striking out "five cents" and insert "twenty cents."

Mr. Jones of Wise offered the following substitute for the amendment by Mr. Duvall:

Amend Bradbury amendment to House Bill No. 1, Sec. 24, subsection (c) by striking out five cents (5c) and inserting in lieu thereof ten cents (10c).

Mr. James moved to table the substitute amendment by Mr. Jones of Wise.

The motion to table was lost.

Question recurring on the substitute amendment by Mr. Jones of Wise, it was adopted.

Mr. Duvall offered the following substitute for the amendment as substituted:

Amend Bradbury amendment to House Bill No. 1, Sec. 24 subsection (c) by striking out "5c" and insert "15c."

On motion of Mr. Petsch, the amendment by Mr. Duvall was tabled.

Question recurring on the amendment as substituted, it was adopted.

Mr. Reader offered the following amendments to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 17, line 21, by inserting after the word "pharmacists" the following: "At all times in compliance with the Pharmacy laws of this State."

READER,
WELLS,
BRADBURY.

Amend Bradbury Amendment to House Bill No. 1, page 17, line 23, after the word "Purposes" by inserting the following: "No Drug Store shall be granted a permit until permit to operate a Pharmacy has been obtained from the State Board of Pharmacy."

READER,
WELLS,
BRADBURY.

Amend Bradbury Amendment to House Bill No. 1, page 23, line 25, after the word "Time" by striking out the words: "Forms shall be prepared for use of physicians in prescribing liquor for medicinal purposes and shall be furnished to any reputable physician upon application and upon the payment by him of the cost of such forms."

READER,
WELLS,
BRADBURY.

The amendments were severally adopted.

Mr. Reader offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 17, line 1, after the period following the word "size" insert the following: "No Drug Store or Liquor Store shall be permitted to advertise liquor for sale. Provided nothing contained herein shall interfere with bona fide distilleries from advertising their respective products. Liquor Stores shall not have curtains, hangings, signs or any obstruction

which will prevent a clear view at all times of the interior of the store; provided nothing contained herein shall prevent Drug Stores having a medicinal permit from making their customary window display of drug merchandise. It shall be unlawful for Liquor Stores to employ women or boys under the age of twenty-one years."

(Pending consideration of the amendment by Mr. Reader, Mr. Head occupied the Chair temporarily.)

(Speaker in the Chair.)

Mr. Howard offered the following substitute for the amendment by Mr. Reader:

Substitute following for Amendment to House Bill No. 1, page 17, line 1, after the period following the word "size" insert the following: "Liquor Stores shall not have curtains, hangings, signs or any obstruction which will prevent a clear view at all times of the interior of the store; provided nothing contained herein shall prevent Drug Stores having a merchandise permit from their window display of drug merchandise. It shall be unlawful for liquor stores to employ women or boys under 21 years of age but shall not apply to Drug Stores selling liquor.

The amendment was adopted.

The amendment as substituted was then adopted.

Mr. Reader offered the following amendments to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 23, line 31, by inserting after the period following the word "years," the following: "Prescriptions for liquor must be signed by the physician, using his legal signature as he customarily signs it and each prescription must bear the date and name and address of the patient. Prescriptions for liquor must be filled within twenty-four hours after the time of issuance."

READER,
WELLS.

Amend Bradbury Amendment to House Bill No. 1, page 23, line 13, by inserting following the period after the word "purposes," the following: Provided that the Drug Store applying for permit shall have been in operation for a period of two years prior to applying for such permit. Provided nothing contained herein shall prohibit or interfere with bona fide Drug

Stores or Pharmacy obtaining a supply of alcohol for the manufacture of medicinal preparations unfit for beverage use, or the compounding of prescriptions in the practice of pharmacy. Nor shall anything contained herein prevent or prohibit bona fide or chartered schools, colleges or universities from obtaining alcohol for scientific or laboratory use."

READER,
WELLS.

The amendments were severally adopted.

Mr. Reed of Dallas offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, Section 13, line 1, page 8 of the mimeograph bill to read as follows:

"Section 13. Every applicant for a brewer's, distiller's, winery, rectifier's, wholesaler's, beer and wine wholesaler's, package store permit under this Act shall give notice of such application by publication for three consecutive days per week for two consecutive weeks in the newspapers published in the city or town in the county in which applicant's place of business is located; or if such applicant's place of business is not located in a city or town in which newspapers qualified to receive such notices are published, then such notice may appear in any newspapers in the county. In those counties in which no qualified newspapers are published, the notice shall be published in qualified newspapers published in the closest neighboring county. Such publication shall constitute notice to all parties desiring to protest the granting of such permit upon any of the grounds upon which the Commissioner may refuse to grant an application for a permit, which grounds of objection set out in connection with and as a part of Section 12 from (a) to (k) inclusive, shall be contained in said published notice. Each of such notices shall be published in no less than 18-point type and shall occupy space of not less than 400 agate lines. The Commissioner may require of every applicant for a permit the recommendation in writing of the County Judge of the County of his residence and he shall take such recommendation into consideration before granting or refusing such license. The Commissioner shall have author-

ity to issue temporary permits for periods not exceeding ninety (90) days immediately following the passage of this Act, but not thereafter."

The amendment was adopted.

Mr. Roark offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, Page 17, line 12, by inserting a colon after the word "be" and striking the figure \$500 in line 13, and inserting in lieu thereof the following to-wit:

"In cities and towns having a population of 2,000 inhabitants or less, according to the last preceding Federal census, the fee shall be \$150; in cities and towns having a population of more than 2,000 and less than 5,000 inhabitants, according to the last preceding Federal Census, the fee shall be \$250; in cities and towns having a population of more than 5,000 and less than 10,000 inhabitants, according to the last preceding Federal Census, the fee shall be \$500."

ROARK,
CALDWELL,
McKINNEY.

The amendment was adopted.

Mr. Caldwell offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, Sec. 18, subsection (c), by inserting in lieu of said Subsection (c) the following:

"(c) Winery Permits.—A winery permit shall authorize the holder thereof to manufacture, bottle, package and label wine; said permit shall also authorize the holder thereof to manufacture grape brandy to be used exclusively for fortifying purposes by its holder on the premises for which issued. The term "wine" wherever used in this Act shall mean the product obtained by fermentation of grapes, fruits and berries containing natural sugar or any such product fortified with grape brandy and containing not more than seventeen per cent of alcohol by volume. It shall be unlawful for any person holding a winery permit to sell wine to any other than the holder of a wholesaler's permit unless the same be sold and delivered to a person outside the State. The annual license fee for such winery shall be \$50.00 per annum.

"A Class "B" winery permit shall authorize the holder thereof to manufacture, bottle, package and label wine where the grapes, fruits and berries used in the manufacture of said wine have been produced solely within the county where such wine is manufactured. The annual license fee for such Class "B" winery shall be \$10.00 per annum.

"Nothing in this Act shall be construed to prevent or prohibit the manufacture of wines by the fermentation of grapes, fruits and berries by an individual for consumption where the same is to be consumed and used by said individual and not sold or offered for sale."

The amendment was adopted.

Mr. Moffett offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 16, line 12, by striking out the words "14% by volume" and inserting the words "17% by weight."

The amendment was adopted.

Mr. McKee offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 23, line 31 by inserting after the word "years" the following:

"Any physician or druggist conspiring with a druggist or physician for the handling of prescriptions to be used for the dispensing of liquor for beverage purposes shall both be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than One Hundred (\$100.00) Dollars nor more than One Thousand Dollars (\$1000.00) and each prescription so issued shall constitute a separate offense."

McKEE,
READER.

The amendment was adopted.

Mr. Rogers offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury amendment to House Bill No. 1, by inserting after the word "pleasure" in line 28, Sec. 7, page, 3, the following:

"The soliciting and procuring of an endorsement of any member of the Legislature, for appointment, to any position under the control of the

Board, shall disqualify the person receiving such endorsement from holding the position."

On motion of Mr. Dunagan, the amendment was tabled

Mr. Reed of Bowie offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to House Bill No. 1, page 31, line 18, by adding the following section to be known as sub-section E:

"Sub-section E. No liquor shall be sold at any time within 300 feet of any church or school."

The amendment was adopted.

Mr. Roane offered the following amendment to the amendment by Mr. Bradbury:

Amend Bradbury Amendment to H. B. No. 1 by striking out the first paragraph in Section 7 and inserting in lieu thereof the following, and by striking out the word Commissioner wherever it may appear in the body of the bill and substituting the words "Texas Liquor Control Board":

"Section 3-A. 'Texas Liquor Control Board.' There hereby is created a Board named the Texas Liquor Control Board, consisting of three persons; said persons shall be appointed by the Governor, and said members shall receive their actual expenses while engaged in the performance of their duties and a per diem of ten dollars per day while so engaged. Each member at the time of appointment and qualification shall be a resident of the State of Texas and shall have resided in said State for a period of at least five years next preceding said appointment and qualification and also shall be a qualified white voter therein. Of the members initially appointed, each shall hold office from the date of their appointment for the following respective terms, or until their respective successors shall qualify: one member for two years, one for four years, and one for six years being appointed by the Governor; thereafter, at expiration of term of appointment of said members, all appointments shall be for a six year period, the Governor having authority to appoint members to fill vacancies.

"B. Upon the expiration of each of said terms, the term of office of each member thereafter appointed shall be for six years from the time of appoint-

ment and qualification or until the successor shall qualify. Each member shall be eligible for reappointment in the discretion of the Governor as case may be. No person shall be eligible for appointment or shall hold the office of member of the Board or be appointed by the Board to hold any office or position under the Board who has any pecuniary interest in the affairs of any person or enterprise engaged in or conducting any alcoholic liquor business of any kind, nor shall any such person receive any commission or profit whatsoever from or have any pecuniary interest whatsoever in the purchase of sales made by the Board or by persons authorized by virtue of this Act to manufacture, purchase or sell alcoholic liquor.

"C. The principal office of the Board shall be in the City of Austin, Texas.

"D. Each member of the Board shall give a good and sufficient bond to the State for Twenty-five Thousand Dollars (\$25,000.00), conditioned upon faithful performance of assigned duties, the bond to be approved by the Governor and Attorney General and the premium to be paid from funds herein provided for the Texas Liquor Control Board.

"E. The said Board shall meet at such times and places within the State of Texas as the Board shall determine. A majority of the members shall constitute a quorum for the transaction of any business; for the performance of any duty; or for the exercise of any power of the Board. The Board may appoint and employ an administrator and all other employees as may be necessary, who shall serve at the pleasure of the Board. The administrator shall act as manager, secretary and custodian of the records of the Board, unless the Board shall otherwise order, and shall perform such other duties as the Board may prescribe. Said administrator shall have been an actual bona fide resident of the State of Texas for a period of five (5) years next before his appointment and shall be a qualified white voter of this state. The Board shall make an annual report to the Governor on or before the first day of February of each year, which report shall include a statement of receipts and disbursements by the Board and any additional

information and recommendations which the Board may deem of value."

ROANE,
FORD.

Question—Shall the amendment by Mr. Roane be adopted?

MESSAGE FROM THE SENATE

Austin, Texas, October 7, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 51, A bill to be entitled "An Act providing that in an independent school district having 150 scholastics or more, situated in any county having not less than 350,000 population, if an election shall have been called and held by the trustees or other board authorized to call such election etc., and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

RELATIVE TO HOUSE BILL NO. 43

Mr. England moved that House Bill No. 43 be set as special order for 10:00 o'clock a. m., next Wednesday.

Mr. McCalla raised a point of order on further consideration of the motion by Mr. England at this time, on the ground that there is a special order now pending in the House.

The Speaker sustained the point of order.

RECESS

On motion of Mr. Daniel, the House at 12:05 o'clock p. m., took recess to 2:00 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:00 o'clock p. m., and was called to order by the Speaker.

RELATIVE TO THE DISPOSITION OF CERTAIN STATE EQUIPMENT

Mr. Good offered the following resolution:

H. C. R. No. 10, Relative to the disposition of certain equipment.

Whereas, There are stored in the basement of the Capitol Building large

numbers of old stereotype plates originally used for printing reports of the Supreme Court and of the Court of Civil Appeals, which are of no further use to the State of Texas and the Judiciary Department; and

Whereas, Said stereotype plates occupy valuable space in the Capitol basement, which space should be used for valuable state records, and said plates sold for junk; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That in view of the fact that these plates are now out of date and of no further use to the State, that the State Board of Control is hereby authorized and directed to sell at public auction these plates as junk metal.

The resolution was read second time.

Mr. Farmer moved that the resolution be referred to the Committee on State Affairs.

The motion was lost.

Question recurring on the resolution, it was adopted.

REASON FOR VOTE

I object to the destruction of these plates, for the reason that they are valuable and as junk they would bring very few dollars to the State of Texas.

It occurs to me that this resolution has not been properly and materially considered. It seems that some outside interest wants to get these plates of the Supreme Court Reports and the plates of the Reports of the Courts of Civil Appeals.

The plates of the Supreme Court Reports before the beginning of the Southwestern Reporter are most valuable. It is now difficult to get a set of these reports.

If these plates are destroyed the day will come when the State of Texas will be called upon at great cost to have printed copies of these reports.

I most seriously protest against the destruction or sale of these plates. It is wasteful and there is no need for such destruction, or cheap sale of such State property.

FARMER.

TO GRANT HERMAN VOGES PERMISSION TO SUE THE STATE

Mr. Spears offered the following resolution:

H. C. R. No. 11, To grant Herman Voges permission to sue the State.

Whereas, Herman Voges in the city of Wetmore, Bexar County, Texas, claims that some deer on his premises, have totally destroyed his crops and have caused the loss of 21 head of cattle, 8 milk cows and 13 calves, valued as follows: Cows at \$45, total \$360.00, Calves at \$10.00, total \$130.00, Four Acres of Corn, 30 bushels per acre at 45c per bushel, total \$54.00; total loss, \$544.00; and

Whereas, Said Herman Voges by reason of these damages was forced to drop his life insurance which he had kept up for nine years, and is now without protection and cannot pay his taxes, and has received notice from the Federal Bank that his farm will be sold if he does not meet his obligations on the thirtieth of September; and

Whereas, Herman Voges claims that he has not been compensated in whole or in part for any of said damages; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the said Herman Voges be and is hereby granted permission to bring suit against the State of Texas in any court of competent jurisdiction in order to determine what damage, if any, he suffered and what compensation, if any, he may be entitled to and that, in case suit be filed, service of citation or other necessary process therein shall be had upon the State of Texas and the Attorney General of the State of Texas, and that such service shall have the force and effect as service in civil cases in the manner prescribed by law.

The resolution was read second time.

On motion of Mr. Alsup, the resolution was referred to the Committee on State Affairs.

TO GRANT MRS. NINA R. WIEGAND ET AL. PERMISSION TO SUE THE STATE

Mr. Thornton offered the following resolution:

H. C. R. No. 12, To grant Mrs. Nina R. Wiegand et al., permission to sue the State.

Whereas, The Live Stock Sanitary Commission of Texas during the months of August 1925 to May 1926 established a quarantine in Galveston, Harris and Brazoria Counties, Texas, during which time no crops were permitted to be moved, harvested or sold

within the quarantine areas and no milk was permitted to be sold in said areas; and

Whereas, During the period of said quarantine the premises of Mrs. Nina R. Wiegand, wife of Henry J. Wiegand were quarantined from the 5th of September 1925, to the 1st day of January 1926, during which time no milk was permitted to be sold from said premises and no crops were permitted to be gathered therefrom, and the said Mrs. Nina R. Wiegand lost in value of milk not permitted to be moved or sold a sum estimated to be \$1920.00, and lost in the value of cultivated hay crop not permitted to be gathered a sum estimated to be \$220.00; and

Whereas, Said losses were caused by said quarantine, which quarantine was enforced by the Live Stock Sanitary Commission of Texas and which quarantine was enforced for the benefit of the Dairy and Cattle industry of the State of Texas at large; and

Whereas, No compensation has been made to the said Mrs. Nina R. Wiegand for the loss of such crops and of the milk and the milk products hereinabove referred to; and

Whereas, At no time during said quarantine did any case of the hoof and mouth disease develop in any of the cattle belonging to the said Mrs. Nina R. Wiegand.

Now Therefore Be It Resolved by the House of Representatives, the Senate concurring, That the said Nina R. Wiegand joined by her husband be and they are hereby granted permission to bring suit against the State of Texas in a court of competent jurisdiction in Galveston County, Texas, to determine what compensation she is entitled to receive by reason of loss in milk, and milk products in the value thereof, and hay and the value thereof, incurred by virtue of the quarantine established by the Live Stock Sanitary Commission on her premises during the months of August 1925, to May 1926, and in case such suit be filed service of citation or other necessary process may be had upon the Attorney General with the same force and effect as is made and provided in civil suits.

The crowded condition of the calendar and the importance of the subject matter of this resolution create an emergency and an imperative public necessity, requiring the suspension of the Constitutional Rule that all bills

be read on three separate days in each House, and said Rule is hereby suspended and this resolution shall take effect from and after its passage, and it is so enacted.

THORNTON,
MOORE.

The resolution was read second time.

On motion of Mr. Alsup, the resolution was referred to the Committee on State Affairs.

RELATIVE TO THE QUALITY OF COTTON PRODUCED

Mr. Fuchs offered the following resolution:

H. C. R. No. 9, Relative to the quality of cotton produced.

Whereas, Cotton is the main agricultural cash crop; and

Whereas, The strength and staple determines the highest possible value thereof; and

Whereas, Foreign countries have in recent years increased their cotton production and American cotton exports have decreased, it is therefore of utmost importance to American agriculture development to put forth every effort to produce a superior quality staple cotton; and

Whereas, Most foreign countries have not the climatic conditions to produce superior quality cotton; and

Whereas, Texas Agricultural and Mechanical College and its various branches have for many years conducted a series of varieties of cotton tests in order to determine which variety produced the best quality staple cotton on the different types of soils in Texas; and,

Whereas, Such reports have been published by A. & M. College for the benefit of the cotton producer and industry; and

Whereas, All American and foreign spinners prefer a uniform superior quality of cotton staple; and

Whereas, It has been proven in the past by cotton producers that a one variety production should be practiced for the better cotton staple development; and

Whereas, Quality staple will be the biggest factor by which Texas can regain its cotton export trade; therefore, be it

Resolved, That the House of Representatives, the Senate concurring, go on record favoring one variety quality staple cotton production, and ask all

state agricultural branches, and their agencies, cotton ginner, civic organizations, merchants, bankers and newspapers to lend their cooperation, influence, and aid in financing the cotton producers to extensively carry forth the much needed and desired one variety quality staple cotton community production; therefore, be it further

Resolved, That the Chief Clerk of the House of Representatives send a copy of this resolution to A. & M. College, Texas Technological College, East, West and South Texas Chambers of Commerce, State Planning Board, the five leading farm papers, and ten largest dailies of this State.

FUCHS,
FOX,
TARWATER,
KNETSCH,
DAVIS,
HERZIK,
OLSEN,
ROACH of Angelina,
BUTLER of Karnes,
HODGES,
CANON,
ALEXANDER,
RUTTA,
NEWTON.

The resolution was read second time.

On motion of Mr. McCalla, the resolution was referred to the Committee on Agriculture.

EXPRESSING APPRECIATION TO THE MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following communication:

Terrell, Texas, October 4, 1935.

Mr. Rawlins Colquitt,
House of Representatives,
Austin, Texas.

Dear Rawlins:

I have just received copy of the House Journal you mailed me and you just can't imagine how very grateful I feel towards you three Kaufman County fellows for this fine and splendid act of placing a resolution in memory of my father upon the House Journal. Such things go right down to the bottom of all the fine feelings a person is capable of having and I hope that you will see that Stanford Payne and Harlee Morrison understand how much I appreciate this. Also, I would like to fully express appreciation to all members, if able to do so, and should any or some of them

come before you that you have them know how I feel.

With kindest regards and best wishes always, I remain,

Sincerely,

B. L. GILL, Jr.

RELATIVE TO THE PRACTICE OF LOBBYING IN TEXAS

Mr. McConnell offered the following resolution:

Whereas, During sessions of the Forty-fourth Legislature and in preceding sessions, much needed and wholesome legislation has been blocked and defeated apparently by lobbyists by the use of illegal, immoral, and unethical methods, and their success in so defeating much needed and wholesome legislation has been so noticeable that such lobbyists frequently referred to as the "Third House," in many cases, seem to vie with each other in a conspiracy and confederation that is a shame and disgrace to our State; and

Whereas, In recent years because of the high-handed methods of modern lobbyists, it seems impossible in many cases for the Legislature to pass suitable laws to benefit the people; especially is that true when special interests are involved; and

Whereas, Recent investigations of the malpractices of lobbyists in far away Washington, the capital of our glorious country, have disclosed, in a way to cast a gloomy shadow over our State, plainly visible in other parts of the nation, that such lobbyists are undoubtedly engaging in unethical practice in our own State; now, therefore, be it

Resolved by the House of Representatives, That the Speaker appoint from among our number a committee of five (5) members to investigate the practices of such lobbyists and to ascertain as nearly as possible their methods of procedure and activities in Austin and elsewhere, to defeat our efforts to pass needed and wholesome legislation now pending on our calendar; and that the Speaker appoint one member of said committee as chairman and that such committee in its investigation conduct itself by the rules and practices and in accordance with the procedure of parliamentary law followed by the regular committees of this House and that this committee be instructed to report back not later than the next succeeding ses-

sion and that the sum of Fifteen Hundred (\$1500.00) Dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of deferring the expenses of such investigating committee.

The resolution was read second time.

On motion of Mr. Davison of Fisher, the resolution was referred to the Committee on State Affairs.

PRESENTATION OF PORTRAIT OF THE HON. JESSE HOLMAN JONES

(In Joint Session)

In accordance with the provisions of Senate Concurrent Resolution No. 3, providing for a joint session of the House and Senate at 2:00 o'clock p. m., today in the Hall of the House of Representatives for the purpose of presenting and unveiling a portrait of the Hon. Jesse Holman Jones, Chairman of the Reconstruction Finance Corporation, the Hon. Senators at 2:00 o'clock p. m., escorted by Hon. Bob Barker, Secretary of the Senate and A. W. Holt, Sergeant-at-Arms of the Senate, were announced at the bar of the House and being admitted were escorted to seats.

Lieutenant Governor Walter F. Woodul was escorted to a seat on the Speaker's stand. Hon. Jesse Jones and Mrs. Jesse Jones, accompanied by U. S. Senator Albin Barkley, the Hon. James V. Allred, Governor of Texas, and Senators Redditt, Collie, Hornsby and Regan, committee on the part of the Senate, and other members of the official party were announced at the bar of the House and being admitted were escorted to seats on the Speaker's stand.

The following also were escorted to seats on the Speaker's stand:

Former Governor, O. B. Colquitt; former Governor, James E. Ferguson; former Governor, Wm. Pettus Hobby; former Governor, Pat M. Neff; former Governor, Miriam A. Ferguson; former Governor Dan Moody; Congressmen, J. P. Buchanan, O. B. Cross, Morgan Sanders; Attorney General William McCraw; Col. Ernest Thompson and Hon. Frank Andrews of Houston, Texas.

Speaker Stevenson called the House of Representatives to order and stated that the two Houses were in joint session for the purpose of accepting

and unveiling the portrait of the Hon. Jesse Holman Jones.

Lieutenant Governor Woodul called the Senate to order.

Hon. Walter F. Woodul then introduced the following in the order named who addressed the joint session and the assemblage paying tribute to the Hon. Jesse Holman Jones: Hon. Frank Andrews of Houston, Texas, U. S. Senator Albin Barkley of Kentucky, Hon. James P. Buchanan, U. S. Congressman of Texas; Col. Ernest Thompson, Chairman of the Railroad Commission of Texas; Hon. Wm. McCraw, Attorney General of Texas.

Hon. Walter Woodul then introduced Mrs. Jesse Holman Jones to the joint session and the assemblage.

Lieutenant Governor Walter Woodul presented the Hon. James V. Allred, Governor of Texas, who addressed the joint session and presented the following ex-Governor's of Texas:

Hon. O. B. Colquitt, Hon. James E. Ferguson, Hon. W. P. Hobby, Hon. Pat M. Neff, Hon. Miriam A. Ferguson and Hon. Dan Moody.

Lieutenant Governor Walter F. Woodul on behalf of the State of Texas and the Senate of the State of Texas, accepted the portrait of the Hon. Jesse Jones and instructed the clerk to unveil the portrait, during which time the University of Texas band played the "Eyes of Texas."

Hon. Jesse Holman Jones was then introduced and addressed the joint session.

SENATE RETIRES

At 5:00 o'clock p. m., at the conclusion of the ceremony, the Senate retired to its chamber.

SENATE BILLS ON FIRST READING

The following Senate Bills received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 24 to the Committee on Appropriations.

Senate Bill No. 51 to the Committee on Education.

Senate Bill No. 35 to the Committee on Appropriations.

ADJOURNMENT

On motion of Mr. Farmer, the House at 5:20 o'clock p. m., adjourned until 9:30 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills as follows:

Conservation and Reclamation: House Bill No. 114.

Highways and Motor Traffic: Senate Bill No. 45.

Judiciary: House Bill No. 103.

Liquor Traffic: Senate Bill No. 16.

School Districts: House Bill No. 100.

FIFTEENTH DAY

(Tuesday, October 8, 1935)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker	Daniel
Adamson	Davis
Adkins	Davison of Fisher
Aikin	Davisson
Alexander	of Eastland
Alsup	Dickison
Ash	Dunagan
Atchison	Dunlap of Hays
Beck	Dunlap of Kleberg
Bergman	Duvall
Bourne	Dwyer
Bradbury	England
Bradford	Fain
Broyles	Farmer
Burton	Fisher
Butler of Brazos	Ford
Butler of Karnes	Fox
Cagle	Frazer
Caldwell	Fuchs
Calvert	Gibson
Canon	Glass
Celaya	Good
Clayton	Gray
Collins	Greathouse
Colquitt	Hankamer
Cooper	Hanna
Cowley	Hardin
Craddock	Harris of Archer
Crossley	Harris of Dallas